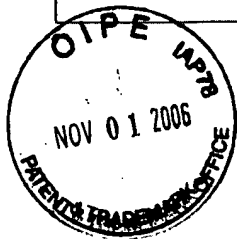


11-03-06

AF  
JRNOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF  
PATENT APPEALS AND INTERFERENCESAttorney Docket No.:  
IMARX1380-5In re Application of:  
Unger and McCreeryApplication No:  
10/644,080Filed:  
August 20, 2003For:  
METHODS FOR DELIVERING COMPOUNDS  
INTO A CELLGroup Art Unit:  
1636Examiner:  
Daniel M. Sullivan

Applicants hereby appeal to the Board of Appeals from the decision dated May 3, 2006 of the Examiner rejecting claims 105-120.

1.	<input checked="" type="checkbox"/>	Appeal Fee (37 C.F.R. 1.17(b))		
		Other than small entity		\$500.00
	<input checked="" type="checkbox"/>	Small entity		\$250.00
2.		A petition and fee for an extension of time for reply to the rejection is attached.		
X		Extension Fee (37 C.F.R. 1.17(a))		
		Other than small entity		
		\$120.00	\$450.00	\$1,020.00
				\$1,590.00
	<input checked="" type="checkbox"/>	Small entity		
		\$60.00	\$225.00	\$510.00
				\$795.00

## CERTIFICATE OF MAILING BY "EXPRESS MAIL"

11/03/2006 TBESAH1 08322361 18644000

"EXPRESS MAIL" LABEL NUMBER EV 876 962 059 USDATE OF DEPOSIT November 1, 2006

250.00 UP

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO: MAIL STOP AF, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

JANELLE HUMPHREY

(TYPED OR PRINTED NAME OF PERSON MAILING PAPER)

(SIGNATURE OF PERSON MAILING PAPER OR FEE)

In re Application of:  
Unger and McCreery  
Application No.: 10/644,080  
Filed: August 20, 2003  
Page 2

PATENT  
Atty Docket No.: IMARX1380-5

3.	<input checked="" type="checkbox"/>	Enclosed is check number 583769 in the amount of \$760.00 as payment for the three-month Petition for Extension of Time fee(\$510.00) and the Notice of Appeal fee (\$250.00). No other fee is believed due in connection with the filing of this paper. However, the Commissioner may charge any additional fees associated with the filing submitted herewith, or credit any overpayment, to Deposit Account No. <u>07-1896</u> referencing the above-identified attorney docket number.
----	-------------------------------------	--

Respectfully submitted,

Date: November 1, 2006



Victor Repkin  
Registration No. 45,039  
Telephone: (858) 638-6664  
Facsimile: (858) 677-1465

DLA PIPER US LLP  
4365 Executive Drive, Suite 1100  
San Diego, California 92121-2133  
USPTO Customer Number 28213